

APR 15 2002

4002-2949/PC462.01:JBM:159519

#3

**DECLARATION AND POWER OF
ATTORNEY
FOR PATENT APPLICATION**

Attorney Docket Number

4002-2949/PC462.01

First Named Inventor

Lukas Eisermann

☒ Declaration submitted with
Initial Filing☐ Declaration
Submitted after
Initial Filing
(surcharge (37 CFR
1.16(e)) required)

COMPLETE IF KNOWN

Application No.

Filing Date

February 25, 2002

Group Art Unit

Examiner's Name

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

WOVEN ORTHOPEDIC IMPLANTSthe specification of which
(check one)

- ☐ is attached hereto.
- ☐ Was filed on February 25, 2002 as United States Application No. or
PCT International Application No. 10/082,579
- ☐ And was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YY) | Priority Not Claimed | Certified Copy Attached? | |
|-------------------------------------|---------|-----------------------------------|-------------------------|-----------------------------|-------------------------------------|
| | | | | Yes | No |
| | | | | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | | | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|--|
| 60/272,246 | 02/28/2001 | |
| | | |
| | | |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| U.S. Parent Application or PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--|---------------------------------|--------------------------------------|
| | | |

☐ Additional US or PCT International application numbers are listed on a supplement priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

☐

Customer Number

OR

Place Customer Number Bar Code Label Here

☒

Registered practitioner(s) name/registration number listed below.

| Name | Registration Number | Name | Registration Number |
|---------------------|---------------------|------|---------------------|
| James B. Myers, Jr. | 42,021 | | |

☒

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to :

☐

Customer Number Bar Code Label

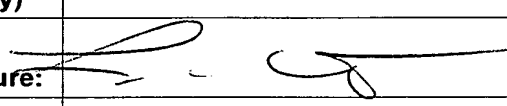
OR

☒

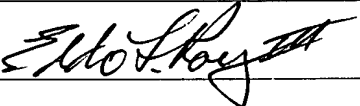
Correspondence address below

| | | | | | |
|-----------|---|-----------|---------------|-----|--------------|
| Name | James B. Myers, Jr. | | | | |
| Firm Name | WOODARD EMHARDT NAUGHTON MORIARTY & McNETT | | | | |
| Address | 111 Monument Circle, Bank One Tower, Suite 3700 | | | | |
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| Country | USA | Telephone | 317/ 634-3456 | Fax | 317-637-7561 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | |
|---------------------------------------|---|------------------------|----------------|
| Full name of sole or first inventor: | | | |
| Given Name (first and middle, if any) | Lukas | Family Name or Surname | Eisermann |
| Inventor's Signature: |  | Date of Signature: | MARCH 26, 2002 |
| Residence: (City, State, Country) | Memphis, Tennessee 38103 | | |
| Citizenship: | Germany | | |
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Full name of additional joint inventor, if any:

| | | | |
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| Given Name (first and middle, if any) | Eddie F. | Family Name or Surname | Ray III |
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Full name of additional joint inventor, if any:

| | | | |
|---------------------------------------|--|------------------------|--|
| Given Name (first and middle, if any) | | Family Name or Surname | |
| Inventor's Signature: | | Date of Signature: | |
| Residence: (City, State, Country) | | | |
| Citizenship: | | | |
| Post Office Address: | | | |

Full name of additional joint inventor, if any:

| | | | |
|---------------------------------------|--|------------------------|--|
| Given Name (first and middle, if any) | | Family Name or Surname | |
| Inventor's Signature: | | Date of Signature: | |
| Residence: (City, State, Country) | | | |
| Citizenship: | | | |
| Post Office Address: | | | |

Full name of additional joint inventor, if any:

| | | | |
|---------------------------------------|--|------------------------|--|
| Given Name (first and middle, if any) | | Family Name or Surname | |
| Inventor's Signature: | | Date of Signature: | |
| Residence: (City, State, Country) | | | |
| Citizenship: | | | |
| Post Office Address: | | | |

DECLARATION**Registered Practitioner Information
(Supplemental Sheet)**

| Nam | Registration Number | Nam | Registration Number |
|-------------------------|--------------------------------|-------------------|--------------------------------|
| Harold R. Woodard | 16,214 | David A. Warmbold | 30,897 |
| C. David Emhardt | 18,483 | Cary R. Reeves | 35,334 |
| Joseph A. Naughton, Jr. | 19,814 | James J. Bindseil | 42,326 |
| John V. Moriarty | 26,207 | | |
| John C. McNett | 25,533 | | |
| Thomas Q. Henry | 28,309 | | |
| James M. Durlacher | 28,840 | | |
| Charles R. Reeves | 28,750 | | |
| Vincent O. Wagner | 29,596 | | |
| Steve Zlatos | 30,123 | | |
| Spiro Bereveskos | 30,821 | | |
| William F. Bahret | 31,087 | | |
| Clifford W. Browning | 32,201 | | |
| A. Randall Frisk | 32,221 | | |
| Daniel J. Lueders | 32,581 | | |
| Kenneth A. Gandy | 33,386 | | |
| Timothy N. Thomas | 35,714 | | |
| Kurt N. Jones | 37,996 | | |
| John H. Allie | 39,088 | | |
| Holiday W. Banta | 40,311 | | |
| Troy J. Cole | 35,102 | | |
| L. Scott Paynter | 39,797 | | |
| Charles J. Meyer | 41,996 | | |
| Matthew R. Schantz | 40,800 | | |
| Gregory B. Coy | 40,967 | | |
| Lisa A. Hiday | 40,036 | | |
| John V. Daniluck | 40,581 | | |
| Christopher A. Brown | 41,642 | | |
| C. John Brannon | 44,557 | | |
| Arthur J. Usher IV | 41,359 | | |
| Douglas A. Collier | 43,556 | | |
| Brad A. Schepers | 45,431 | | |
| Scott J. Stevens | 29,446 | | |
| James B. Myers | 42,021 | | |
| John M. Bradshaw | 46,573 | | |
| Charles P. Schmal | 45,082 | | |
| Edward E. Sowers | 36,015 | | |
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